

April 17, 1926.  
[H. R. 6573.]  
[Public, No. 132.]

Alaska Anthracite  
Railroad Company.  
Time extended for  
locating, etc.

Vol. 30, p. 410.

Limitation for con-  
struction.

Exemption of tax  
during construction,  
etc.

Proviso.  
Vested rights not  
impaired.  
Right to amend, etc.

**CHAP. 155.**—An Act To extend the time for the completion of the Alaska Anthracite Railroad Company, and for other purposes.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the time for the compliance of the Alaska Anthracite Railroad Company or its successors in interest or assigns with the provisions of sections 4 and 5 of chapter 295 of the laws of the United States, entitled "An Act extending the homestead laws and providing for the right of way for railroads in the District of Alaska, and for other purposes," approved May 14, 1898, by locating and completing its railroad in Alaska is hereby extended—

First. Said company, its successors and assigns, shall have two years from date of the passage of this Act wherein to file final and permanent map of its Canyon Creek branch, and three years from date of the passage of this Act wherein to complete the construction of its main line of railroad and branches.

Second. Said company, its successors and assigns, shall be exempt from license tax during the period of construction of the railroad and for one year thereafter, provided that this exemption shall exist and operate only during the continuance of the construction of said road in good faith, and in the event of unnecessary delay and failure in the construction and completion of said road, the exemption from taxation herein provided shall cease, and said tax shall be collectible as to so much of said road as shall have been completed: *Provided*, That nothing herein contained shall be held or construed to affect any now vested rights of other parties: *And provided further*, That the Congress reserves the right to alter, amend, or repeal this act.

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April 17, 1926.  
[H. R. 7752.]  
[Public, No. 133.]

Indian reservations.  
Mining leases of  
agency, etc., on, au-  
thorized.

Proceeds to credit of  
Indians.

Proviso.  
Royalty reserved.

**CHAP. 156.**—An Act To authorize the leasing for mining purposes of land reserved for Indian agency and school purposes.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior be, and he is hereby, authorized under such rules and regulations as he may prescribe, to lease at public auction upon not less than thirty days' public notice for mining purposes land on any Indian reservation reserved for Indian agency or school purposes, in accordance with existing law applicable to other lands in such reservation, and the proceeds arising therefrom shall be deposited in the Treasury of the United States to the credit of the Indians for whose benefit the lands are reserved subject to appropriation by Congress for educational work among the Indians or in paying expenses of administration of agencies: *Provided*, That a royalty of at least one-eighth shall be reserved in all leases.

Approved, April 17, 1926.

April 17, 1926.  
[H. R. 9957.]  
[Public, No. 134.]

Mississippi River.  
Survey, etc., directed  
to control excess flood  
waters of, below Point  
Breeze, La., etc.

**CHAP. 157.**—An Act Authorizing a survey for the control of excess flood waters of the Mississippi River below Point Breeze in Louisiana and on the Atchafalaya Outlet by the construction and maintenance of controlled and regulated spillway or spillways, and for other purposes.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War be, and he is hereby, authorized and directed to cause a survey to be made, and estimates of the costs of such controlled and regulated spillway or spillways as may be necessary for the diversion and control of a sufficient volume of the excess

flood waters of the Mississippi River between Point Breeze and Fort Jackson in Louisiana, in order to prevent the waters of said river exceeding stages of approximately sixteen, seventeen, eighteen, nineteen, and twenty feet on the Carrollton gauge at New Orleans, and of approximately forty-six, forty-seven, and forty-eight feet on the gauge at Simmesport on the Atchafalaya Outlet, and the Secretary of War is hereby authorized to cause the Mississippi River Commission to transmit to him all engineering records, data, field notes, and such other information in its possession as he may deem desirable and useful in carrying out the purposes of this Act.

Mississippi River Commission to furnish data, etc., relating to.

Funds to be used.

SEC. 2. The Secretary of War is authorized to use \$50,000, or so much thereof as may be necessary, from funds heretofore appropriated for flood control, Mississippi River, to carry out the objects and purposes of this Act: *Provided*, That no spillway shall be constructed as a result of the survey authorized by this Act whereby the waters of the Mississippi River would be diverted into Mississippi Sound.

*Proviso.*  
Diverting waters to Mississippi Sound forbidden.

Report to Congress.

SEC. 3. The Secretary of War is hereby authorized and directed to report to the Congress as soon as practicable the results of the survey authorized by this Act.

Approved, April 17, 1926.

April 17, 1926.

[S. 3186.]

[Public, No. 135.]

**CHAP. 158.**—An Act To promote the production of sulphur upon the public domain within the State of Louisiana.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Secretary of the Interior is hereby authorized and directed, under such rules and regulations as he may prescribe, to grant to any qualified applicant a prospecting permit which shall give the exclusive right to prospect for sulphur in lands belonging to the United States located in the State of Louisiana for a period of not exceeding two years: *Provided*, That the area to be included in such a permit shall be not exceeding six hundred and forty acres of land in reasonably compact form.

Public lands.  
Permits to prospect for sulphur in Louisiana, authorized.

*Proviso.*  
Area limited.

SEC. 2. Upon showing to the satisfaction of the Secretary of the Interior that valuable deposits of sulphur have been discovered by the permittee within the area covered by his permit, and that the land is chiefly valuable therefor, the permittee shall be entitled to a lease for any or all of the land embraced in the prospecting permit, at a royalty of 5 per centum of the quantity or gross value of the output of sulphur at the point of shipment to market, such lease to be taken in compact form by legal subdivisions of the public-land surveys; or if the land be not surveyed, by survey executed at the cost of the permittee in accordance with regulations prescribed by the Secretary of the Interior: *Provided*, That where any person having been granted an oil and gas permit makes a discovery of sulphur in lands covered by said permit, he shall have the same privilege of leasing not to exceed six hundred and forty acres of said land under the same terms and conditions as are given a sulphur permittee under the provisions of this section.

Lease to permittee on discovery.

Royalty.

*Proviso.*  
Privilege for discovery by permittee of gas and oil lands.

SEC. 3. Lands known to contain valuable deposits of sulphur and not covered by permits or leases shall be held subject to lease by the Secretary of the Interior through advertisement, competitive bidding, or such other methods as he may by general regulations adopt and in such areas as he shall fix, not exceeding six hundred and forty acres; all leases to be conditioned upon the payment by the lessee of such royalty as may be fixed in the lease and the payment in advance of a rental of 50 cents per acre per annum, the rental

Lease of lands with known sulphur deposits.

Royalties, etc.